

FEB 05 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
In re Patent Application of: Graves, Alan F.; Cunningham, Ian M.; Stark,  
Ryan; Felske, Kent E.; Hobbs, Chris; Watkins,  
John H.

Serial No. : 09/893,493                      Group Art Unit : 2633  
Filed : 06/29/2001                      Examiner : Bello, Augustin  
For : Communications Network For a Metropolitan Area  
Date : Feb. 5, 2007                      Docket No. : 08891912US1

---

The Honorable Commissioner of Patents and Trademarks,  
WASHINGTON, D.C.  
UNITED STATES OF AMERICA 20231

**Response to Final Action**

Sir:

The following Amendment and Remarks are in response to the Final Action mailed November 3, 2006, in the above-referenced case. Pursuant to 37 U.S.C §1.7 (a), the Amendment and Remarks are filed within the three-month period from the mailing date of the Office Action, as February 3, 2007 was a Saturday.

This amendment is being filed along with a Request for Continued Examination. The appropriate RCE fee in the amount of \$790.00 are being charged to our Deposit Account No. 50-1644 as authorized in the Request for Continued Examination Transmittal which is being facsimile transmitted herewith.

The Commissioner is hereby authorized to charge any additional fees required, including the fee for an extension of time, or to credit any overpayment to Deposit Account 50-1644. Applicant hereby authorizes the Commissioner under 37 C.F.R. § 1.136(a)(3) to treat any paper that is filed in this application which requires an extension of time as incorporating a request for such an extension.

---

Applicant respectfully requests that the Amendments and Remarks filed on January 3, 2007 in a First Reply be entered, and above-identified patent application be amended as follows.

**Amendment**

**Amendments to the Claims** begin on page 3 of this Amendment.

**Remarks** begin on page 9 of this Amendment.